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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ROBERT VITO COMITO,
Plaintiff,
vs.
STATE OF NEVADA, *et al.*
Defendant

2:13-cv-01048-JAD-VCF

Order

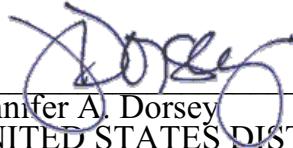
16 Robert Vito Comito, a federal prisoner serving a sentence on a Nevada federal
17 conviction and facing state charges in Nevada, filed a *pro se* petition for writ of habeas
18 corpus pursuant to 28 U.S.C. § 2241 in the United States District Court in the Central District
19 of California. Doc. 1. The petition was transferred to this Court pursuant to *Braden v. 30th*
20 *Judicial Circuit Court of Kentucky*, 410 U.S. 484 (1973). Doc. 4.

21 It appears that petitioner has not paid the required filing fee. Therefore, petitioner
22 will be required to pay the fee, supply proof that he has already paid the fee, or apply for *in*
23 *forma pauperis* status. Thereafter, the petition shall be served upon respondents.

24 **IT IS THEREFORE ORDERED** that the Clerk shall send petitioner the form and
25 instructions for *in forma pauperis* status in a habeas action. Petitioner shall have thirty days
26 from entry of this order to either pay the \$5 filing fee, provide proof that the fee has been

1 paid, or submit his application to proceed *in forma pauperis*. Failure to timely comply with
2 this directive may result in dismissal of this action.

3 Dated September 4, 2013.

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5 Jennifer A. Dorsey
6 UNITED STATES DISTRICT JUDGE
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